

1 **TIFFANY & BOSCO**
2 **P.A.**

3 **SEVENTH FLOOR CAMELBACK ESPLANADE II**
4 **2525 E. CAMELBACK ROAD**
5 **PHOENIX, ARIZONA 85016**
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13 Attorneys for Secured Creditor

14 12-16905

15 **IN THE UNITED STATES BANKRUPTCY COURT**
16 **FOR THE DISTRICT OF ARIZONA**

17 IN RE:

18 Michael W. Kennedy

19 Debtors.

No. 2:19-bk-13511-BKM

Chapter 13

20 **JOINDER IN TRUSTEE'S MOTION TO**
21 **DISMISS CASE DUE TO DELINQUENT**
22 **PLAN PAYMENTS PURSUANT TO 11**
23 **U.S.C. §§1307(C)**

24 On July 15, 2020, Trustee Russell Brown filed his Motion to Dismiss Case Due To Delinquent
25 Plan Payments pursuant to 11 U.S.C. §§1307(C) (Docket Entry #31), GMAT Legal Title Trust 2013-1,
26 U.S. Bank National Association, as Legal Title Trustee, a secured creditor, by its attorneys, TIFFANY &
BOSCO, P.A., hereby joins in the Motion filed by the Trustee.

Debtor filed an Objection to Trustee's Motion To Dismiss Case For Delinquent Plan Payments on
August 17, 2020 asserting that they have been in contact with secured creditor to negotiate a loan
modification. Secured Creditor asserts that no loan modification documents have been received for review

1 and there is not an active loan modification in review. Further, Trustee has not disbursed payments to
2 Secured Creditor for several months.

3 DATED this 28th day of September, 2020.

4 Respectfully submitted,

5 TIFFANY & BOSCO, P.A.

6 BY /s/ LJM #014228

7 Mark S. Bosco

8 Leonard J. McDonald

Attorneys for Secured Creditor

9 COPY of the foregoing mailed
10 September 28, 2020 to:

11 Michael Wayne Kennedy
12 PO Box 502
13 Tonopah, AZ 85354
14 Debtor

15 Russell Brown
16 3838 Noth Central Avenue
17 Phoenix, AZ 85012-1965
18 Trustee

19 Sandra C. Oswalt
20 3933 S. McClintock Drive, Ste. 500
21 Tempe, AZ 85282
22 Attorney for Trustee

23 U.S. Trustee
24 Office of the U.S. Trustee
25 230 N. First Ave. #204
26 Phoenix, AZ 85003

By: Jesse Ference